

**REMARKS**

Reconsideration of the present patent application is respectfully requested. Claims 1-21 are pending in this application. By this amendment, claims 1 and 10 have been amended and claims 11-21 have been cancelled.

**I. §102 Rejections - Rosen and Mola:**

Claims 10 and 20 were rejected under 35 USC §102(b) as being anticipated by Rosen (United States Patent No. 6,115,086) and Mola (United States Patent No. 6,125,030). Applicants have cancelled claims 10 and 20, thereby rendering these rejections moot.

**II. §103 Rejection - Corn/Mola or Tawaraya/Mola:**

Claims 1-2, 5-6, 9-10 and 15-16 were rejected under 35 USC §103(a) as being unpatentable over Corn (United States Patent No. 5,651,605) in view of Mola et al. (United States Patent No. 6,125,030). The same claims were also rejected under 35 USC §103(a) as being unpatentable over Tawaraya (United States Patent No. 5,651,605) in view of Mola. Claim 1, as amended, recites:

“A mounting assembly for a night vision display unit in a vehicle compartment, the mounting assembly comprising:

a visor pivotally mounted in the associated vehicle compartment position adjacent an upper region of an associated windshield, the visor movable between a storage position and a use position;

a display unit pivotally mounted in the associated vehicle compartment position adjacent an upper region of an associated windshield, the display unit movable between a storage position and a deployed position; and

a first catch for securing at least one of the display unit and visor in their respective storage positions;

*wherein said display pivots towards said visor such that when said visor is in said storage position and said display is in said storage position, the display captures the visor between the display and a portion of said associated vehicle compartment.”* (emphasis added).

As amended, claim 1 recites the relationship between the visor and the display unit when in the storage position. The captured nature of the visor is not present, disclosed or suggested in either

Corn or Tawaraya. Further, Mola does not rectify this deficiency since it does not even discuss a visor. Since none of the references include the elements as claimed in amended claim 1, claim 1 is patentable over these references. Reconsideration of these rejections is respectfully requested.

### III. Dependent Claims:

Applicant submits that the dependent claims are patentable because they *at least* incorporate the same limitations as their respective independent claims.

### IV. The Subsidiary References:

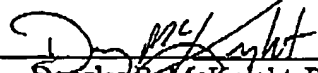
The other references cited as well as those cited and not relied upon have been studied but are not deemed to be as relevant as the references mentioned above.

### V. Conclusion:

Based on the foregoing remarks and amendments, Applicant believes that all of the claims in this case are now in condition for allowance and an indication to that effect is respectfully requested. Furthermore, if the Examiner believes that additional discussions or information might advance the prosecution of this case, the Examiner should feel free to contact the undersigned at the telephone number indicated below.

Respectfully submitted,

Date: 7/9/04

By:   
Douglas B. McKnight, Reg. No. 50,447  
(216) 622-8559